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May 15, 2006

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Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Art Unit 1637

Attn: Mail Stop Amendment

Re: U.S. Utility Patent Application
Application No. 10/534,689; § 371 Date: January 23, 2006
For: **Absolute Quantitation of Nucleic Acids by RT-PCR**
Inventor: Normand E. ALLAIRE
Our Ref: 2159.0340001/EKS/VSR

Sir:

Transmitted herewith for appropriate action are the following documents:

1. First Supplemental Information Disclosure Statement Filing Under 37 C.F.R. § 1.97(c);
2. Form PTO/SB/08A, 1 page, listing 1 document (FP1);
3. Form PTO/SB/08B, 1 page, listing 2 documents (NPL4 and NPL5);
4. A copy of the cited documents listed on Forms PTO/SB/08A and PTO/SB/08B; and
5. One (1) return postcard.

It is respectfully requested that the attached postcard be stamped with the date of filing of these documents, and that it be returned to our courier. In the event that extensions of time are necessary to prevent abandonment of this patent application, then such extensions of time are hereby petitioned.

Commissioner for Patents

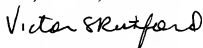
May 15, 2006

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The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Victoria S. Rutherford, Ph.D.

Agent for Applicant

Registration No. 52,253

VSR/nef

Enclosures

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Normand E. ALLAIRE

Appl. No.: 10/534,689

§371 Date: January 23, 2006

For: **Absolute Quantitation of Nucleic
Acids by RT-PCR**

Confirmation No.: 8249

Art Unit: 1637

Examiner: *To Be Assigned*

Atty. Docket: 2159.0340001/EKS/VSR

**First Supplemental Information Disclosure Statement
Filing under 37 C.F.R. § 1.97(b)**

Mail Stop Amendment

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

Listed on accompanying Forms PTO/SB/08A and PTO/SB/08B are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. The numbering on this First Supplemental Information Disclosure Statement is a continuation of the numbering in Applicant's Information Disclosure Statement filed on January 31, 2006, in connection with the above-captioned application.

Copies of the documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. 10/294,781, filed November 14, 2002, which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

In accordance with 37 C.F.R. § 1.98(a)(3), Applicant's undersigned representative submits the following discussion of the relevance of the non-English language document cited on Form PTO/SB/08A:

Document **FP1**, RU 2 194 761 C2, which is cited as an "A" reference on the attached Georgian Search Report, is in the Russian language. An unverified English language abstract of document **FP1** is attached as document **NPL4**.

Applicants have not been able to locate RU 99117594, which is also cited as an "A" reference on the attached Georgian Search Report. Therefore, a copy is not attached.

A copy of the English translation of the Georgian Search Report for Georgian Application No. AP 2003 008842, National Centre of the Intellectual Property "Sakpatenti" of Georgia, dated February 13, 2006, is attached as document **NPL5**.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicant has listed publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

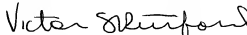
It is respectfully requested that the Examiner review the prosecution and cited art in the parent application no. 10/294,781 in accordance with MPEP 2001.06(b), and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

It is respectfully requested that the Examiner initial and return copies of the enclosed IDS Forms, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



Victoria S. Rutherford, Ph.D.
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Date: May 15, 2006

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